

✓ FILED ENTERED NO COPY	RECEIVED SERVED ON COUNSEL/PARTIES OF RECORD
8-26-10	
SEP -1 2010	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY:	E.S.P.
RICKER v GIBBONS, 3:08-cv-00115-LRH-VPC DEPUTY	

To: whom it may concern

From: SAID INMATE 1034685 INMATE E.S.P.

Re: objection(s) to proposed Settlement Agreement

RICKER v GIBBONS, 3:08-cv-00115-LRH-VPC DEPUTY

### (1) MEDICATIONS;

- propose the addition of clause(s) that all warning labels associated with medications (ie take with food, drink plenty of water) be expressly communicated by STAFF to INMATE at the time of delivery, as not all warning labels are on, as should be, medication.
- propose the addition of clause(s) requiring STAFF inform INMATE at or before time of delivery of potentially harmful reaction from combining medications in the event the STAFF does not prevent such.
- ~~propose~~ propose a clause mandating STAFF to return to inmate confirmation of order for refills, so that an INMATE may promptly follow-up with medical should the refill not be received in a timely manner.

### (2) Sick Call

- propose a clause allowing for an INMATE to obtain a second opinion in cases where inmate has recurring ailment and/or currently prescribed medication is ineffective. Second opinion should be from a member of the STAFF qualified licensed to give the same.

b.) propose a clause that in the event of a recurring ailment, regardless of time limit, a higher level previously assigned medical STAFF member, assesses the inmate. (e.g. an R.N. should not be the diagnosing STAFF member if the A.P.N.'s diagnosis was inaccurate.)

c.) propose a clause making available to ALL inmates MEDICAL KITS AT ALL TIMES. (e.g. It is unacceptable for any given unit to be out of kits for 6 or 7 days with no way for inmate to contact medical.)

d.) All medical KITS SHOULD BE ANSWERED AND RETURNED. <sup>NOT DISCARDED</sup> ~~STAFF MEMBER~~ TO CURE

### (3) MTR SYSTEM TRANSFERS AND ASSESSMENTS

a.) propose a clause allowing for transfer of an inmate to a better equipped Facility in the event 12 months have passed since initial complaint, and current treatment is inadequate.

b.) propose a clause mandating immediate care outside E.S.P. for inmates with ailments not treatable at E.S.P. (e.g. MRI, CAT SCANS.)

### (4) FEES AND COSTS

a.) Sect D; In the event of BREACH by DEFENDANT STATE / THEY SHOULD incur all legal costs incurred by PLAINTIFFS AND be assessed a monetary FINE to ensure future COMPLIANCE.

### (5) DENTAL; provisions need to be added to include it.

COPIES OF THE DOCUMENTS enclosed have  
been sent to

(1) Clerk of Court

ATTN: RIKER v. GIBBONS, 3:08-cv-00115-LRH-VPC

Bruce R. Thompson Federal Building and U.S. courthouse  
U.S. DISTRICT COURT

DISTRICT OF NEVADA - RENO

400 S. Virginia Street

Reno, NV 89501

(2) Michon Martin, DEPUTY A.G.

NEVADA ATTORNEY GENERAL

ATTN: RIKER v. GIBBONS, 3:08-cv-00115-LRH-VPC

100 NORTH CARSON STREET

CARSON CITY, NV 89701-4717

(3) Amy Fettig

STAFF COUNSEL

ATTN: RIKER v. GIBBONS, 3:08-cv-00115-LRH-VPC

ACLU National Prison Project

915 15<sup>th</sup> St. NW, 7<sup>th</sup> Floor

WASHINGTON, DC 20005

S. Elmer Job 1034685  
Re BX 1989  
Ely, NV 89301

LAS VEGAS NV 89101

U.S. FIRST CLASS POSTAGE



Clerk of Court

Athen, Riker v Gibbons  
3:08-cv-00115-CRT-VPC  
Thompson Federal Building  
U.S. District Court / Nevada/Las  
400 S. Virginia Street  
TEN 3, NV 89101